

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
GREENVILLE DIVISION**

Victor Balthazar Bail,	)	
	)	
Plaintiff,	)	<b>JOINT CONSENT MOTION TO</b>
	)	<b>DISMISS</b>
vs.	)	
	)	
Ping Xiao, Shu Qing Lin, Xiu Ying Xiao,	)	
Chang An Kitchen, LLC d/b/a Chang An	)	
New China Buffet, and Chang An King,	)	
LLC d/b/a Chang An New China Buffet,	)	C.A. No.: 6:13-cv-02051-HMH
Chang An, Inc.,	)	
	)	
Defendants.	)	
_____	)	

Pursuant to Rule 41(a)(2) of the Rules of Civil Procedure, jointly Plaintiff and Defendants Shu Qing Lin, Xiu Ying Xiao, Chang An Kitchen, LLC d/b/a Chang An New China Buffet, and Chang An King, LLC d/b/a Chang An New China Buffet, and Chang An, Inc. moves this Court for an entry of an Order dismissing without prejudice the aforementioned Defendants with rights to be restored under a “Rubin Order” if settlement is not consummated. This dismissal does not affect Defendant Ping Xiao.

Respectfully submitted, this 14<sup>th</sup> day of November, 2014.

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